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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

10 || In re:

11 THE RHODES COMPANIES, LLC, aka
“Rhodes Homes,” *et al.*,

13 || Reorganized Debtors

15 || JAMES M. RHODES.

Appellant

v.

18 THE LITIGATION TRUST OF THE
19 RHODES COMPANIES, LLC *et al*

20 Appellee.

District Court No. 2:11-cv-01705-PMP-GWF

Bankruptcy Case No.: 09-14814-LBR
(Jointly Administered)

Chapter 11

APPELLANT'S STATEMENT OF ISSUES ON APPEAL

On October 18, 2011, Appellant James M. Rhodes (“**Appellant**”) filed a notice of appeal from the *Order Denying Motion to Quash Rule 2004 Examination and Corresponding Subpoenas* (the “**Order**”) entered in this case by the Honorable Linda B. Riegle on October 12, 2011.

25 Pursuant to Fed. R. Bankr. P. 8006, Appellant hereby submits the following statement of
26 the issues on appeal:

1 **Issue:** Did the Bankruptcy Court err when it (1) denied Appellant's *Motion to Quash*
2 *Orders of Rule 2004 Examination and Corresponding Subpoenas and/or for Protective Orders,*
3 (2) determined that Rhodes did not have standing to challenge the orders of Rule 2004
4 examination and corresponding subpoenas, and (3) determined that Rhodes was required to
5 confer with other affected parties in an effort to resolve the dispute without court action and did
6 not make a good faith attempt to resolve the matters concerning the orders of Rule 2004
7 examination and corresponding subpoenas?

8 DATED this 1st day of November, 2011.

9
10 /s/ Kevin N. Anderson

11 Kevin N. Anderson
12 David R. Hague
13 FABIAN & CLENDENIN
14 a Professional Corporation
15 Attorneys for James M. Rhodes

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19 4842-9638-9901, v. 1